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UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK
---X
JOEL BOSH, and BOSCHMUSIC, INC. d/b/a BOSCH MUSIC,
Plaintiff(s),

-against-

EMI MUSIC U. S. LATIN, JOSEPH HERNANDEZ, individually, and d/b/a MELAZA MUSIC PUBLISHING,
Defendant(s).
---X

JUDGE CASTEL
Index No. 05 CV 7723

AFFIDAVIT OF SERVICE

STATE OF NEW YORK)
S.S.
COUNTY OF NEW YORK)

HOWARD D. GOLDMAN, being duly sworn, deposes and says, that deponent is not a party to the action, is over 18 years of age and is employed by the attorney service, DLS, INC.

That on the 6th day of September 2005, at approximately the time of 7:50 p.m., deponent attempted to serve a true copy of the **SUMMONS IN A CIVIL CASE, COMPLAINT, PLAINTIFFS' DISCLOSURE OF INTERESTED PARTIES AND CIVIL COVER SHEET** upon Joseph Hernandez at 345 East 94th Street, Apt. 3H, New York, NY 10128. The deponent spoke with Mr. Hernandez on the house phone informing him he was being served with legal papers, and Mr. Hernandez instructed deponent to leave the papers with concierge.

At that time, therefore, deponent served a true copy of the aforementioned papers upon Joseph Hernandez, by personally delivering and leaving the same with Harold Brown, the Superintendent, a person of suitable age and discretion at that address, the actual place of residence. At the time of service, deponent asked if Joseph Hernandez is in active military service for the United States of America or for the State in any capacity whatever or dependent upon a person in active military service and received a negative reply.

D.L.S., Inc.
401 Broadway
Ste 510
NY, NY 10013
212-925-1220
www.dlsny.com

Harold Brown is a black male, approximately 35 years of age, stands approximately 5 feet 9 inches tall and weighs approximately 170 pounds with shaven head and dark eyes. He has a mustache and goatee.

HOWARD D. GOLDMAN #93219

Sworn to before me this
8th day of **September**, 2005

NOTARY PUBLIC

JONATHAN T. RIPPS
Notary Public, State of New York
NO. 01RI6109718
Qualified in Rockland County
Certificate Filed in New York County
Commission Expires May 17, 20 08

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NY, NY 10013
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UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK
--X

JOEL BOSH, and BOSCHMUSIC INC., d/b/a BOSCH MUSIC 05 CV 7723 (KPC)

Plaintiffs,

- against -

EMI MUSIC U.S. LATIN, JOSEPH HERNANDEZ, individually, and d/b/a MELAZA MUSIC PUBLISHING

AFFIDAVIT OF SERVICE

Defendants.

--X

STATE OF NEW YORK)
) ss.:
COUNTY OF NEW YORK)

Tyler Underwood, being duly sworn deposes and says:

1. I am over the age of 18 years and reside in the County of New York in the State of New York. I am not a party to this action.

2. On the 7th day of September, 2005 I served a true copy of the Summons, Complaint, Civil Cover Sheet and the Plaintiffs' Disclosure of Interested Parties on:

Mr. Joseph A. Hernandez
345 East 94th Street Apt 3H
New York, New York 10128

by depositing same enclosed in a first class post-paid wrapper, properly addressed as above, in an official depository under the exclusive care and custody of the United States Postal Office within the State of New York.

Tyler Underwood

Sworn to before me this
7th day of September, 2005

Notary Public

LAURA A. FACOPOULOS
NOTARY PUBLIC, State of New York
No. 01-FA5070696
Qualified in Queens County
Commission Expires Dec. 23, 2006

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